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HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE SHRI SATISH K. AGNIHOTRI, J.

WRIT PETITION (S) No. 2151 of 2007

PETITIONER : Duryodhan Kashyap, S/o. Renu Ram Kashyap, Aged about 41 years, R/o. Village Dargahan, Post Charama, Tahsil Kanker, District Kanker (CG)

VERSUS

RESPONDENTS : 1] State of Chhattisgarh, Through: Secretary, School Education, Department, D.K.S. Bhawan, District Raipur (CG)

2] District Education Officer, North Bastar, Kanker, District Kanker (CG)

3] Director, Public Education, Directorate, Raipur, District Raipur (CG)

4] Collector, Kanker, District Kanker (CG)

Present: Shri Manoj Paranjpe, Advocate for the petitioner.
Shri Vinay Pandey, Panel Lawyer for the State / respondents.

ORDER
(Passed on 5th of April, 2007)

1. Learned counsel appearing for the petitioner submits that the petitioner was granted regular pay scale w.e.f. 08.07.1996, thereafter vide the impugned order dated 20.02.2007 (Annexure P/9), grant of regular pay scale was

withdrawn without any rime and reason and without affording any opportunity of hearing.

2. An identical issue was considered by this Court in the matter W.P. No. 2125 of 2002 (Sant Kumar & Others Vs. State of Chhattisgarh & Others) which was allowed vide order dated 18th January, 2006. Against the said order, the State Government preferred a Special Leave Petition (Civil) No. 17122/2006 (State of Chhattisgarh & Others Vs. Sant Kumar & Others) before the Hon'ble Supreme Court, which was also rejected on 09.10.2006. The learned counsel appearing for the respondent State does not controvert the submission made by the petitioner.

3. In view of the above, this petition is allowed in the terms of order dated 18th January 2006 passed in W.P. No. 2125 of 2002 (Sant Kumar & Others Vs. State of Chhattisgarh & Others). No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Amit